

NO. 5:13-CT-3125-FL

that all of the evidence has not yet been gathered, the adjudication of defendant Herring's motion for summary judgment is premature. As a result, the court DENIES without prejudice defendant's motion for summary judgment and STAYS this action pending the completion of the SBI's investigation.

In summary, defendant Herring's motion for summary judgment (DE 44) is DENIED without prejudice and this action is STAYED. The parties are DIRECTED to file a written notice within 14 days of the completion of the SBI's investigation. The court then will lift the stay in this case and set new deadlines for discovery and dispositive motions. Because the court has stayed this action, plaintiff's motions to compel (DE 60, 62) and motion to amend (DE 61) are DENIED as MOOT. If necessary, plaintiff may re-file his motions after the stay is lifted.

SO ORDERED, this the 1st day of March, 2016.

A handwritten signature in black ink, reading "Louise W. Flanagan". The signature is written in a cursive, flowing style. The first letter "L" is large and loops around. The "W" and "F" are also prominent. The signature is positioned above a horizontal line.

LOUISE W. FLANAGAN
United States District Judge